

ASSIGNED

Serial No. **38308**

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office JUN -- 8 1979 NEW PRIORITY DATE JUN 23 1986

Returned to applicant for correction _____

Corrected application filed _____ Map filed JUN 8 1979

The applicant Southern Pacific Land Company

1 Market Plaza of San Francisco
Street and No. or P.O. Box No. City or Town

California 94105, hereby make^s application for permission to change the
State and Zip Code No.

point of diversion and place of use

of water heretofore appropriated under Permit No. 31292

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is underground
Name of stream, lake or other source.

2. The amount of water to be changed 2.3 cfs
Second feet, acre feet.

3. The water to be used for irrigation
If for stock state number and kind of animals.

4. The water heretofore used for irrigation
If for stock state number and kind of animals.

5. The water is to be diverted at the following point NE $\frac{1}{4}$ SW $\frac{1}{4}$ of section 21, T.36N., R.34E.,

MDB&M, or at a point from which the Southwest corner of said section
Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be
bears S 49° 21' W 2,235.2'.
stated.

6. The existing point of diversion is located within the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of section 31, T.36N.,

R.34E., MDB&M, or at a point from which the East $\frac{1}{4}$ corner of said
If point of diversion is not changed, do not answer.
section 31 bears N 69° 12' E 3,991.9'.

7. Proposed place of use portions of the SW $\frac{1}{4}$ of Section 21, T.36N., R.34E., MDB&M,
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

124.70 acres total.

8. Existing place of use 28.78 acres NW $\frac{1}{4}$ SW $\frac{1}{4}$, 29.10 acres NE $\frac{1}{4}$ SW $\frac{1}{4}$, 31.66 acres
Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.

SW $\frac{1}{4}$ SW $\frac{1}{4}$, 33.52 acres SE $\frac{1}{4}$ SW $\frac{1}{4}$, .82 acres NW $\frac{1}{4}$ SE $\frac{1}{4}$, .82 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$ all
within Section 31, T.36N., R.34E., MDB&N, 124.7 acres total.

9. Use will be from 1st January to 31st December of each year.
Day and Month Day and Month

10. Use has been from 1st January to 31st December of each year.
Day and Month Day and Month

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and

specifications of your diversion or storage works.) well, pump, pipelines, sprinkler
State manner in which water is to be diverted, whether by dam or other works,

system
whether through pipes, ditches, flumes, or other conduits.

12. Estimated cost of works.....\$60,000.00.....
13. Estimated time required to construct works.....3 years.....
14. Estimated time required to complete the application of water to beneficial use.....5 years.....
15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Compared lp/bl ja/ha Applicant Southern Pacific Land Company
Bys/ Robert N. Caldwell
Robert N. Caldwell, R.L.S. (agent)
510 Melarkey Street
Winnemucca, Nevada 89445
 APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of the waters of an underground source as heretofore granted under Permit 31292 is issued subject to the terms and conditions imposed in said Permit 31292 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a measuring device must be installed in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

The existing well under Permit 31299 shall be made available to the State Engineer or his agent for monitoring purposes and shall not be equipped with any pumps or obstructions.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 2.3 cubic feet per seconds, but not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Actual construction work shall begin on or before October 4, 1980

Proof of commencement of work shall be filed before November 4, 1980

Work must be prosecuted with reasonable diligence and be completed on or before October 4, 1981

Proof of completion of work shall be filed before November 4, 1981

Application of water to beneficial use shall be made on or before October 4, 1983

Proof of the application of water to beneficial use shall be filed on or before November 4, 1983

Map in support of proof of beneficial use shall be filed on or before November 4, 1983

Commencement of work filed DEC 1 1980
 Completion of work filed AUG 31 1982
 Proof of beneficial use filed OCT 26 1987

IN TESTIMONY WHEREOF, I, WILLIAM J. NEWMAN,
 State Engineer of Nevada, have hereunto set my hand and the seal of
 my office, this 4th day of APRIL

Cultural map filed
 Certificate No. 13303 Issued APR 2 1992
 Recorded BK CANCELLED Page MAY 30 1986

A.D. 19 80

William J. Newman
 State Engineer